IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE SECOND DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 14155 of 1995

Between:

1 Vella Ramachandraiah, S/o. Narasaiah Naidu, Hindu,
R/o. South Amaluru Village, T.P.Gudur Mandal,
Nellore District.
2 Raparla Rama Naidu, S/o. Chalamaiah Naidu, Hindu,
R/o. South Amaluru Village, T.P.Gudur Mandal,
Nellore District.

... PETITIONERS

AND

1. The District Collector-cum-Election Authority,
Nellore.
2. The General Manager,
Milk Producers Cooperative Society, Nellore,
Nellore District.
3. Person-in-charge, Rep. by its Paid Secretary N. Subramanyam,
South Amaluru Milk Producers Coop.Society, T.P.Gudur Madal,
Nellore District.
4. Election Officer,
South Amalluru Milk Producers Cooperative Society, South Amaluru,
T.P.Gudur Mandal, Nellore District.
5. Chava Devendra, S/o. Sundraiah,
R/o. Kavali Village & Mandal, Nellore District.
6. Vallabhaneni Damodar, S/o. Subba Narasaiah,
Agriculture Research Centre, Nellore.
7. Nelaturu Mallikarjun, S/o. Narasimha,
Kovur Agriculture Market Committee, Kovuru Mandal,
Nellore Distrct.
8. Muppavarapu Kishore Babu, S/o. Gopala Krishna Chowdary,
R/o. Ammanabrolu, Prakasam District.
9. M.Gopalakrishna Chowdary, S/o. Venkamma Naidu,
South Amuluru Milk Producers Coop. Society Limited, T.P.Gudur
Mandal, Nellore District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, order or direction, one in the nature of Writ of Mandamus declaring the action of the Official Respondents 1 to 4 in holding the elections on an illegal and improper electoral roll as arbitrary, illegal and void and consequently direct the Respondents 1 to 4 to hold elections after deleting the names of Respondents 5 to 8 from the voters list and including the name of 2nd petitioner in the Voters List of South Amaluru Milk Producers Cooperative Society, South Amaluru, T.P.Gudur Mandal, Nellore District.

Counsel for the Petitioner: MR.M.P.CHANDRAMOULI

Counsel for the Respondents 1 to 3: GP FOR COOPERATION

The Court made the following:

ORDER:

The learned counsel for the petitioners submits that the matter relates to elections for the Milk Producers Cooperative Societies for 1995 and that the cause in the writ petition does not survive and writ petition has become infructuous.

Recording the submission made by the learned counsel for the petitioners the writ petition is dismissed as having become infructuous. No order as to costs.

_____

N.V. RAMANA, J

Dated: 2nd November, 2004.

LSK/TVK

To

1. The District Collector-cum-Election Authority,
   Nellore.
2. The General Manager,
   Milk Producers Cooperative Society, Nellore,
   Nellore District.
3. The Secretary,

South Amaluru Milk Producers Coop.Society, T.P.Gudur Madal,
   Nellore District.
4. Two C.Cs. to the Government Pleader for Cooperative Society, High Court Buildings, Hyderabad. (OUT)

5. Two C.D. copies.